

Amendment dated July 29, 2005  
Appln. No. 10/622,801; Filed: July 18, 2003  
Reply to Office Action of June 7, 2005

### **REMARKS**

Claim 2 has been amended to comply with a requirement of form set forth in the previous Office Action mailed June 7, 2005. Claims 2-19 are now pending in this application.

Entry of this amendment and reconsideration of the application is respectfully requested.

### **Power of Attorney/Correspondence Address**

The Examiner indicated that papers changing the power of attorney and correspondence address for this application have not been filed. Applicant respectfully disagrees. Power of Attorney and change of correspondence address in favor of the undersigned were filed on March 29, 2004. Please find enclosed with this response a copy of the filed Power of Attorney by Assignee, transmittal letter, facsimile transmittal letter with the Official date stamp from the U.S. Patent and Trademark Central Fax Center as filed on March 29, 2004.

### **Claims Rejections – 35 U.S.C. §112**

Claims 2 and 8-11 are rejected under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim subject matter which applicant regards as the invention.

Claim 2 has been amended as suggested by the Examiner by replacing the terms “transducers” and “transformer” with “transponder”. The term “transponder” as claimed is fully supported by the specification, at least in Figs. 24 to 26 and paragraphs [0075] to [0077].

### **Statutory Double Patenting**

Claims 2-19 are rejected under the judicially created doctrine of double patenting over claims 1-48 of U.S. Patent No. 6,610,007. In response to the Examiner’s rejection, Applicants submit herewith a terminal disclaimer relative to U.S. Patent No. 6,610,007. Withdrawal of this rejection is respectfully requested.

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**CONCLUSION**

Applicant submits that pending claims 2-19 are in condition for allowance which is respectfully requested. Should the Examiner have any questions, the Examiner is requested to contact the undersigned attorney.

Respectfully submitted,

Date: 7/29/05

By:



W. Benjamin Glenn  
Registration No. 44,713

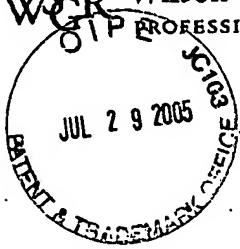
WILSON SONSINI GOODRICH & ROSATI  
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Application Number	10/622,801
Filing Date	July 18, 2003
First Named Inventor	Belson
Group/Art Unit	3739
Examiner Name	Unassigned
Attorney Docket Number	26427-704.302

Attached to this cover sheet are the following documents submitted in the above-identified patent application:

1. Transmittal Form (SB/21); and
2. Power of Attorney by Assignee (1 page)

Ref. 26427-704.302

Return Original to: Tami O'Bryant

Location: FH 1-2-P12

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PAGE 1/3 \* RCVD AT 3/29/2004 12:28:58 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-1/6 \* DNIS:8729306 \* CSID:650 493 6811 \* DURATION (min:sec):01:38

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No. 4808 P. 2

PTO/SB/21 (6-99)

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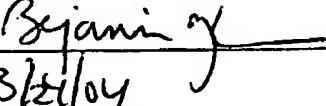
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		Application Number	10/622,801
		Filing Date	July 18, 2003
		First Named Inventor	Belson
		Group/Art Unit	3739
		Examiner Name	Unassigned
Total Number of Pages in This Submission	2	Attorney Docket Number	26427-704.302

## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
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<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Version with Markings Showing Changes	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Affidavits/declaration(s)	<input checked="" type="checkbox"/> Power of Attorney by Assignee (Under 37 CFR 3.71)	<input type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		Remarks
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual name	Benjamin Glenn, Reg. No. 44,713, WILSON SONSINI GOODRICH & ROSATI		
Signature			
Date	3/29/04	Customer Number:	021971

## CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office (Facsimile No.

703-872-9306) on March 29, 2004Typed or printed name Tami O'BryantSignature Tami O'Bryant Date 3/29/04

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No. 4808 P. 3

Practitioner's Docket No.: 26427-704.302



PATENT

POWER OF ATTORNEY BY ASSIGNEE TO EXCLUSION OF INVENTOR  
UNDER 37 C.F.R. § 3.71 WITH REVOCATION OF PRIOR POWERS

The undersigned ASSIGNEE of the entire interest in:

U.S. Patent No. , issued on  
 U.S. application no. 10/622,801, filed on July 18, 2003

hereby appoints the following attorneys of Wilson Sonsini Goodrich & Rosati:

Attorney Name	Reg. No.	Attorney Name	Reg. No.
Vern Norviel	32,483	Scott Morris	43,818
James Shay	32,062	Maya Skubatch	52,505
Michael Barclay	32,553	Nicole Fortuné	52,905
Michael Murphy	37,404	Shirley Chen	44,608
U.P. Peter Eng	39,666	Julie Holloway	44,769
Benjamin Glenn	44,713	Kevin Sin	43,110
George Willman	41,378	Michael Panepucci	37,203
Anie Roche	50,512		

and all Wilson Sonsini Goodrich & Rosati attorneys registered to practice before the United States Patent and Trademark Office, to prosecute this application and transact all business in the United States Patent and Trademark Office in connection therewith and hereby revokes all prior powers of attorney; said appointment to be to the exclusion of the inventors and the inventors' attorneys in accordance with the provisions of 37 C.F.R. § 3.71.

The following evidentiary documents establish a chain of title from the original owner to the Assignee:

(complete one of the following)

a copy of an Assignment attached hereto, which Assignment the Application has been (or is herewith) forwarded to the Patent and Trademark Office for recording; or  
 the Assignment recorded on January 18, 2002 at reel 012547, frame 0783.

Pursuant to 37 C.F.R. § 3.73(b) the undersigned Assignee hereby states that evidentiary documents have been reviewed and hereby certifies that, to the best of ASSIGNEE's knowledge and belief, title is in the identified ASSIGNEE.

Direct all correspondence and telephone calls to:

Name	James R. Shay					
Address	Wilson Sonsini Goodrich and Rosati					
Address	650 Page Mill Road					
City	Palo Alto	State	CA	Zip	94304	Customer No.: 021971
Country	USA	Telephone	(650) 493-9300	Fax	(650) 493-6811	

ASSIGNEE: NeoGuide Systems, Inc.

Name: Amir Belson  
Print

Am Bel  
Signature

Title: President

Date: 5/17/04